



## DECLARATION AND OATH

As a below named inventor, I hereby declare:

THAT my residence, post office address and citizenship are as stated below next to my name.

THAT I believe I am the original, first and sole (if only one name is listed below) or an original, first and joint inventor (if plural inventors are listed below) of the subject matter which is claimed and for which a design patent is sought on the invention entitled: **"SYSTEM FOR MONITORING WATER WITHIN A BATHTUB"** the specification of which:

☐ is attached hereto.

OR

☒ was filed on February 11, 2004, as United States Application Number 10/777,513.

THAT the subject matter of the

☐ attached amendment

OR

☐ amendment filed on (MM/DD/YY)

was part of my or our invention and was invented before the filing date of the original application, above identified for such invention.

THAT I do not know and do not believe that this invention was ever known or used in the United States of America before my or our invention or discovery thereof, or patented or described in any printed publication in any country before my or our invention or discovery thereof, for more than one year prior to this application.

THAT the invention was not in public use or on sale in the United States of America for more than one year prior to this application.

THAT this invention has not been patented or made the subject of an inventor's certificate issued before the date of the application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months before this application.

THAT I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

THAT I acknowledge the duty to disclose information of which I am aware which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56.

THAT no application(s) for patent or inventor's certificate on this invention or discovery has been filed by me or my legal representatives or assigns in a country foreign to the United States of America more than 12 months prior hereto, unless identified here: **NONE**.

THAT I hereby claim foreign priority benefits under Title 35, United States Code §119 (a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YY)	Priority Claimed?		Certified Copy Attached?	
			YES	NO	YES	NO
<b>NONE</b>						

THAT I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YY)
<b>NONE</b>	

THAT I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YY)	Parent Patent Number (If applicable)

I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature Date 5-25-04Inventor's Name (typed) Thomas J. Delaney  
First Middle Family NameCitizenship U.S.Post Office Address 3629 Blanche RoadResidence (City) Manhattan Beach(State/Foreign Country) California (Zip Code) 90266Inventor's Signature Date 5-25-04Inventor's Name (typed) Jennifer L. Delaney  
First Middle Family NameCitizenship U.S.Post Office Address 3629 Blanche RoadResidence (City) Manhattan Beach(State/Foreign Country) California (Zip Code) 90266



Applicants: Thomas J. Delaney, et al.  
 Serial No.: 10/777,513  
 Filed: February 11, 2004  
 Title: System For Monitoring Water  
 Within A Bathtub  
 Examiner: To Be Assigned  
 Art Unit: 2632  
 Attorney Docket No.: 62347-30102

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, Virginia 22313-1450

### POWER OF ATTORNEY

Sir:

HEMGROWN KIDS, INC. having become the owner of all rights in and to the above-identified application by virtue of an Assignment executed by the inventors concurrently with the execution of the application, said assignment:

☒ [ X ] being submitted herewith for recording; or

☐ [ ] having been previously recorded with the U.S. Patent and Trademark Office at  
 reel \_\_\_\_\_ and frame \_\_\_\_\_

hereby revokes all prior powers and now appoints:

David B. Abel, Reg. No. 32,394	David E. Rogers, Reg. No. 38,287
Michael A. Lechter, Reg. No. 27,350	Lorinda J. Howland, Reg. No. 42,671
Marc A. Sockol, Reg. No. 40,823	Sung I. Oh, Reg. No. 45,583
William R. Bachand, Reg. No. 34,980	Douglas N. Larson, Reg. No. 29,401
Mark N. Hurvitz, Reg. No. 54,193	Stanley H. Thompson, Reg. No. 45,160

Whose address is:

**SQUIRE, SANDERS & DEMPSEY L.L.P**  
 801 So. Figueroa St., 14th Fl.  
 Los Angeles, CA 90017-5554  
 Telephone: (213) 689-5176  
 Attn: Sung I. Oh, Esq.

its attorneys to prosecute the within application and to transact in connection therewith all business in the U.S. Patent and Trademark Office in connection therewith and before competent International Authorities.

In accordance with 37 C.F.R. § 3.73, the assignees hereby certify that the evidenciary documents with respect to its ownership have been reviewed, and to the best of the assignees' knowledge and belief, title is in the assignees seeking to take this action.

The undersigned, whose title is supplied below, is empowered to act on behalf of the assignees.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

**HOMEGROWN KIDS, INC.**

Dated: 5-25-04

By: 

Name: THOMAS J. DELANEY

Title: PRESIDENT